

March 28, 2002

VIA CERTIFIED/RETURN RECEIPT REQUESTED:

KY. Dept. for Local Government
1024 Capital Center Drive
Frankfort, KY 40601

John Y. Brown, III
Secretary of State
700 Capital Avenue, Suite 152
Frankfort, KY 40601

BOONE COUNTY CLERK
Marilyn Rouse
P.O. Box 874
Burlington, KY 41042

RECEIVED AND FILED
DATE March 29, 2002
JOHN Y. BROWN III
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY K. Addison

VIA FIRST CLASS MAIL:

Judge/Executive Gary Moore
County of Boone
P.O. Box 900
Burlington, KY 41005

Kevin Costello, Executive Director
Boone County Planning Commission
2995 Washington Street
Burlington, KY 41005

Vicki Myers, Mgr. Of Adm. Services
Boone County Planning Commission
2995 Washington Street
Burlington, KY 41005

Dan Richards, Director of GIS Services
Boone County Planning Commission
2995 Washington Street
Burlington, KY 41005

Ron Porter, Director
 Boone Co. Public Safety Communications Center
 Florence Government Center
 8100 Ewing Blvd.
 Florence, KY 41042

BOONE COUNTY SHERIFF
 Mike Helmig
 P.O. Box 198
 Burlington, KY 41005

Ron Burch
 Boone Co. Property Valuation Administrator
 P.O. Box 388
 Burlington, KY 41005

Jim Key, Chief Building Official
 Boone County Building Inspection Office
 5958 Garrard Street
 Burlington, KY 41005

Dan Maher, Director
 Boone County Emergency Management
 6024 Rogers Lane
 Burlington, KY 41005

Bill Viox, City Engineer
 Viox & Viox Inc.
 466 Erlanger Road
 Erlanger, KY 41018

John Rittenhouse, III, General Manager
 FLORENCE WATER & SEWER COMMISSION
 Florence Government Center
 8100 Ewing Blvd.
 Florence, KY 41042

Tim Trost
 CSI Waste Services of Greater Cincinnati
 11563 Mosteller Road
 Cincinnati, OH 45241

CINCINNATI BELL TELEPHONE
 Julie Orick 102-1100
 201 East Fourth Street
 Cincinnati, OH 45201

CINERGY
 Jim Gillespie
 424 Gest Street, Room 317
 Cincinnati, OH 45202

OWEN ELECTRIC COOPERATIVE, INC.
 Bill Prather
 510 South Main
 Owenton, KY 40359

INSIGHT COMMUNICATIONS
 Linda Begnoche
 180 Barnwood Drive
 Edgewood, KY 41017

Mr. Gene Roland
 Address Management Systems
 U. S. Postal Service
 1591 Dalton Street
 Cincinnati, OH 45234-9321

Postmaster Nancy Huber
 FLORENCE POST OFFICE
 7101 Turfway Road
 Florence, KY 41042

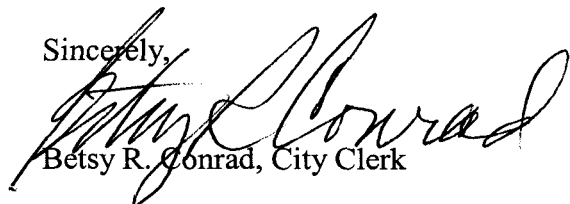
Dear Sirs and/or Madams:

Enclosed please find certified copies of City of Florence, Kentucky Ordinance No. O-4-02 annexing two parcels containing approximately 1.4 acres located along the north side of Hopeful Road and the southwesterly side of Hopeful Road Connector, adjacent to the City limits of Florence. These properties were annexed at the request of Cayton Development, LLC, owner. Exhibits A1, A2, B1 and B2 to this ordinance are the legal descriptions and the plat maps of said properties. According to the owner, there are no registered voters residing on these properties at present.

First reading of Ordinance No. O-4-02 was held on March 12, 2002. Second reading was held on March 26, 2002, and publication of the full Ordinance in the *Boone County Recorder* is scheduled for April 4, 2002, at which time the Ordinance will become statutorily official.

If you require additional information, please contact me.

Sincerely,



Betsy R. Conrad, City Clerk

DATE March 29, 2002Received by K. AshmonORDINANCE NO. 0-4-02

AN ORDINANCE ANNEXING CERTAIN TERRITORY CONSISTING OF TWO PARCELS CONTAINING APPROXIMATELY 1.4 ACRES LOCATED ALONG THE NORTH SIDE OF HOPEFUL ROAD AND THE SOUTHWESTERLY SIDE OF HOPEFUL ROAD CONNECTOR, ADJACENT TO THE CITY LIMITS. (CAYTON DEVELOPMENT, LLC)

WHEREAS, Cayton Development, LLC, a Kentucky limited liability corporation, being the owner of record of the hereinafter described territory (the "territory"), has requested that the City of Florence, Kentucky (the "City") annex the territory and, pursuant to K.R.S. 81A.412, the owner has given written consent to such annexation; and

WHEREAS, the City has determined that it is desirable to annex the territory which is contiguous to the boundaries of the City, and

WHEREAS, pursuant to K.R.S. 100.209(1) the City makes the election that after annexation the territory shall remain subject to the same land use restrictions as applied to it prior to annexation until such restrictions are changed in accordance with K.R.S. Chapter 100.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF FLORENCE, KENTUCKY, AS FOLLOWS:

SECTION I

The City finds that the hereinafter described unincorporated territory meets the requirements of K.R.S. 81A.410 and is as follows:

- (a.) Is contiguous to the boundaries of the City, and
- (b.) Is urban in character and suitable for development for urban purposes without unreasonable delay, and
- (c.) Is not included within the boundary of another incorporated city.

SECTION II

That the territory, described in Exhibit "A1" and Exhibit "A2" and shown on Exhibit "B1" and Exhibit "B2" each of which is attached hereto and incorporated herein by reference, shall be and the same is hereby annexed to the City of Florence, Kentucky.

SECTION III

The owner of record of the territory has filed with the City written consent to this annexation under K.R.S. 81A.412 and therefore, the following do not apply to this annexation: (a) the notification ordinance required by K.R.S. 81A. 420(1); (b) the notice requirement of K.R.S. 81A.425; and (c) the waiting period of K.R.S. 81A.420(2).

SECTION IV

Pursuant to K.R.S. 100.209(1) the territory shall, after annexation, remain subject to the same land use restrictions as applied to it prior to annexation, until those restrictions are changed in accordance with K.R.S. Chapter 100.

SECTION V

This ordinance shall be published in full.

PASSED AND APPROVED ON FIRST READING THIS 12 DAY OF March, 2002.

PASSED AND APPROVED ON SECOND READING AND PUBLICATION ORDERED THIS 26 DAY OF March, 2002.

APPROVED:

Deane E. Whalen
MAYOR

ATTEST:

Betsy R. Conrad
CITY CLERK

I, Betsy R. Conrad, City Clerk for the City of Florence, Kentucky, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 0-4-02 as same appears in the official records of my office.

Dated this 28th day of March, 2002.

Betsy R. Conrad
Betsy R. Conrad, City Clerk

Group Number: 2039

Being situated in Boone County, Kentucky lying along the North side of Hopeful Road and being more particularly described:

Beginning at a power pole set at the Northeast corner of the 4.207 acre Florence Church of God as in Deed Book 374, Page 165 and in the 20' right-of-way for Hopeful Road; thence N. 51°-06'-40" E., 167.64'; thence N. 65°-24'-36" W., 299.85' to an iron pin set, crossing an iron pin set at 7.85'; thence S. 24°-35'-23" W., 150' to an iron pin set in the line of the Church property; thence with the Church property S. 65°-24'-37" E., 225.00' to the point of beginning. Containing 0.904 acres of land.

Together with an easement, 15' in width and approximately 272 feet in length, for the construction, installation and maintenance of a sanitary sewer line to serve the property hereinabove conveyed.

Being the result of a survey and plat by Gregory C. Schultz, Registered Land Surveyor No. 2777, dated March 3, 1989.

Subject to the restrictions set out in Deed Book 412, Page 34 of the Boone County Clerk's records at Burlington, Kentucky.

GROUP NO.: 2039

PARCEL TO BE CONVEYED
BY HOPEFUL EVANGELICAL LUTHERAN CHURCH, INC.
TO CAYTON DEVELOPMENT, L.L.C.

A parcel of land lying on the southwesterly side of Hopeful Road Connector in Boone County, Kentucky, and being more particularly described as follows:

BEGINNING at a point in the southwesterly right-of-way line of Hopeful Road Connector, said point also being 60 feet right of centerline station 51+52.39, and running thence:

S 32-32-53 E, along the southwesterly right-of-way line of Hopeful Road Connector, a distance of 271.05 feet, to a point, thence
S 88-17-54 W, a distance of 171.84 feet, to a point, thence
N 6-20-11 E, a distance of 235.02 feet, to the place of beginning and
Containing 0.4590 acres, more or less.

The above described parcel being subject to any and all each easements and/or rights-of-ways of record.

State of Kentucky, County of Boone
MARILYN K. ROUSE, Clerk of the Boone County
Court, do certify that the foregoing
Deed was, on the 15 day of June
99, at 2:30 P.M., lodged in my office
for record, and that it has been duly recorded in
my said office, together with this and the
certificate thereon endorsed.
Given under my hand this 15 day of June
99
MARILYN K. ROUSE
By Dickie C. Rouse D.C.

EXHIBIT "A2"

PLEASE NOTE:

The oversize map or maps submitted with this particular filing are currently unavailable for online research. The map(s) will be added at a later date.

For copies needed immediately, please contact the Secretary of State's Office, Land Office Division, phone 502-564-3490.